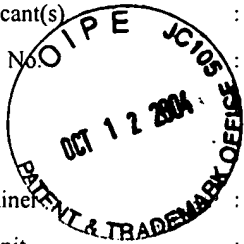


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Shiro Miyagi et al.
Serial No. : 09/748,513
Filed : December 26, 2000
For : DIGITAL PHOTOGRAPHING APPARATUS
Examiner : Vu, Ngoc Yen T.
Art Unit : 2612



RECEIVED
OCT 18 2004
Technology Center 2600

745 Fifth Avenue
New York, NY 10151

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ No additional fee is required.
☒ The fee has been calculated as shown below.
☐ This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

Claims as Amended

| (1) | (2) Claims remaining after amendment | (3) | (4) Highest number previously paid for | (5) Present extra | (6) Rate | (7) Additional Fee |
|---|--|-------|--|----------------------|-------------|--------------------------|
| Total claims | 12 | Minus | ** =20 | * 0 x | \$18 (9) | = \$ 0.00 |
| Independent claims | 3 | Minus | *** = 3 | * 0 x | \$88 (44) | = \$ 0.00 |
| Total additional fee for this amendment | | | | | | \$ 0.00 |

- * If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.
** If the highest number of total claims previously paid for is less than 20, write "20" in this space.
*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

- ☐ This application contains a multiple dependent claim. The required fee of \$300(150) has been previously paid ☐, or is paid herewith ☐.
- ☒ This response is being filed within the third month following the expiration of the term originally set therefor. This is a petition to request a three-month extension of time. A check covering the cost of the petition is enclosed.
- ☒ A check in the amount of \$980.00 is attached, which covers the cost of: ☐ additional claims, ☒ petition for extension of time.
- ☐ Charge \$___ to Deposit Account No. 50-0320.
- ☒ Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 7, 2004.

Bruno Polito, Reg. No. 38,580

Name of Applicant, Assignee or Registered Representative

Bruno Polito
Signature

October 7, 2004

Date of Signature

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicant(s)

By:

Bruno Polito
Reg. No. 38,580
Tel: 212-588-0800



26/2/04
PATENT
450100-02913

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Bruno Polito, Reg. No. 38,580

(Name of Applicant, Assignee or Registered Representative)

Signature

October 7, 2004

Date of Signature

AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action that issued in the above-identified application on May 6, 2004, please amend the application as follows.

10/14/2004 BABRAHA1 00000035 09748513

01 FC:1253

980.00 0P